

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

FILED 19 JAN '23 11:03 USDC-ORP

Oregon DIVISION

Brian Shaffer
(Enter full name of plaintiff)

Plaintiff,

v.

Civil Case No. 6:23-cv-00094-CL
(to be assigned by Clerk's Office)

COMPLAINT FOR VIOLATION OF CIVIL
RIGHTS (PRISONER COMPLAINT)

Hayton Police
David Bevins
Travis Mamey
(Enter full name of ALL defendant(s))

Jury Trial Demanded

☒ Yes

☐ No

Commander John Doe
Sgt. John Doe
Sgt. John Doe Defendant(s).

I. PARTIES

List your name, address, and telephone number below, and the same information for each defendant. Make sure that the defendant(s) listed below are identical to those contained in the caption of the complaint. Attach additional sheets of paper if necessary.

Plaintiff

Name:

Commander Brian Shaffer

Street Address:

4000 Sunnyside Hwy SE

City, State & Zip Code:

Salem OR 97317

Telephone No.:

REDACTED or call Worldway MCFP Member

Complaint for Violation of Civil Rights (Prisoner Complaint)
[Rev. 01/2018]

Defendant No. 1

Name: LT John Doe Stayton police Dept
 Street Address: 386 N 3rd
 City, State & Zip Code: Stayton OR
 Telephone No.: 97383

Defendant No. 2

Name: Sgt John Doe Stayton police Dept
 Street Address: 386 N 3rd
 City, State & Zip Code: Stayton OR
 Telephone No.: 97383

Defendant No. 3

Name: David Bevin #52945 Stayton police Dept
 Street Address: 386 N 3rd
 City, State & Zip Code: Stayton OR
 Telephone No.: 97383

Defendant No. 4

Name: Tavis Munn #44834 Stayton police Dept
 Street Address: 386 N 3rd
 City, State & Zip Code: Stayton Oregon
 Telephone No.: 97383

II. BASIS FOR JURISDICTION

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. You are bringing suit against (check all that apply):

☐ Federal officials (a *Bivens* claim)

☒ State or local officials (a § 1983 claim)

*Marion County & Stayton police
 Jail employees Commander Sgt
 Lt, Etc.*

2nd
Page of
Page 2

Defendant NO 5 [#] name Commander John Doe

Street Address 386 N. 3rd Stayton police
Dep't.

City State & Zip Stayton OR.

97383

B. What federal constitutional, statutory, or treaty right(s) is/are at issue?

Eight Amendment & Fourth Amendment
Fourth Amendment, & possibly many others

III. STATEMENT OF CLAIMS

Claim I

State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.

① Stacy Lewis, Jailer Jan 10-21 under color of law knowingly allowed his officers to violate my rights. ② Stacy Lewis, Jailer allowed his officers to violate my rights. ③ Sgt. [Name] of the Stacy Lewis police station violated my right as he allowed his officers to violate me. Commander [Name], LT, Sgt all who were acting on shift date of January 10-2021 allowed the act of my rights to be authorized as I was assaulted through their authority. I was held hostage in a cell at Stacy Lewis station and traumatized for 4 hours.

Claim II

State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.

I have suffered traumatic pain & suffering, experience
nightly night terrors, scar on my wrist, been

EXTENSION 2nd page of 3

David Berens Stuyton police officer arrested me
and took me down to police station then violated
my rights. By taking blood and urine samples
Jan 10-21

Travis murray Stuyton arresting police officer, took me
in custody and then transported me to Stuyton Hospital
then against my will or ~~not~~ with out a warrant
took a urine and blood sample.

EXTENSION

Claim II January 10-2021

Deeply Humiliated, Defeciation of Character, Community Harassed
assaulted physical & verbally By all parties involved,
Coerced and Bullied into providing a V.A., pinned in
at Stuyton Hospital Rest Room. 0.27 drunk no drugs
no warrants. Due to my lack in knowledge in the Magistrates
Court room and legal knowledge/counsel I would ask the
Court please to bring in an attorney/advocate to better help me
process the paper work in order to file my best claim being they
Cost \$, I dont want to waste the Courts time nor my own in
frivolous matters. -- I dont have money let alone the money to file a
Suit or for legal fees, Copies, Counsel Etc. So I would like help
getting this filed properly the first time. As of today I am receiving
no assistance from the Stuyton police all parties involved. The Stuyton
Police are ignoring me, as they continue to practice their threats to safety
and security to the Community.

Look for some one to help advocate better help process
 so of today I still await info of the incident
 report and all parties involved names, but
 as they the Stayton police still work amongst
 the community, they have not been written up
 for misconduct or held accountable, The Commanders
 W, SGT, Bivens, Munnig all ignored me by not handling this
 matter perhaps from a very serious threat to put the very community
 they all in corruption they claim to protect.

Claim III

State here as briefly as possible the facts of your case. Describe how each defendant was
 involved, when the conduct occurred, and any injuries you have suffered as a result. It is not
 necessary to give any legal arguments or cite any cases or statutes.

I sent a letter to Stayton police () never
 received response back, I have medical notes here
 in Marion County Correctional Jail of my
 medical abuse related to their assaults
 I have written endless amounts of civil attorney
 spoke with Attorney Scott Thompson.

(If you have additional claims, describe them on another piece of paper, using the same
 outline.)

IV. EXHAUSTION OF ADMINISTRATIVE REMEDIES.

I have filed for administrative relief as to all claims in Section III and have concluded all administrative appeals available to me.

☒ Yes

☐ No

V. RELIEF

State briefly exactly what you want the court to do for you and the amount, if any, of monetary compensation you are seeking. Make no legal arguments. Cite no cases or statutes.

I would ask that the Courts make Stayton Police Station pay for all filling fees, Copies, legal supplies, Mental Health, medical Bills both in house and out house, doctor bill, prescriptions debt due to processing or which occurred to this civil suit, ... And on any counseling and or other attorney fees, advocate fees, court fees ect... & Damages, I'm asking Stayton police Commander Joe Doe Demoted as well as IT Stayton police officer Joe Doe Sgt Stayton police officer be Joe Doe,

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 6 day of January, 2023.

Brian Dwyer
(Signature of Plaintiff)

as well all involved parties put in for
resignation along with the rest of the police
station that was working that shift
Jan - 16 - 21. Not only have most these
parties involved tried to stone wall me with
providing any info, But use their Authority
position to cover up as long, which poses
a threat and safety to security of the
Station police institution of my self but
as well continue working in enforcement this
is unprofessional, inappropriate & unconstitutional
But each are not only guilty of condoning
unprofessional behavior But break station police
Rules & Regulations by not with Holding fellow employees
accountable but are guilty of Aiding and abetting
preventing me the right to file criminal
charges.